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Intellectual Property Law Patents Trademarks Copyrights

JFW

September 15, 2005

Commissioner for Patents
Mail Stop PG Pub
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**Applicant: John F. Baxter, Jr.
Serial No.: 10/711,241
Filed: September 3, 2004
For: Method of Identifying Media Content Contemporaneous with Broadcast
Our Reference No.: 1135.42**

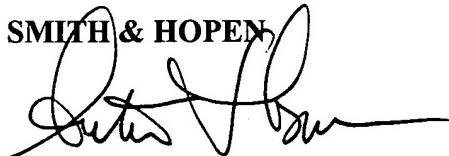
**Art Unit: 2684
Examiner: Unassigned
Confirmation No.: 5240**

Dear Sir:

Enclosed please find the following:

1. Request to Rescind Previous Non-publication Request with a Certificate of Mailing under 37 C.F.R. § 1.8 dated September 16, 2005; and
2. Self-addressed and postage pre-paid post card to serve as a receipt for item 1.

Very respectfully,

SMITH & HOPEN


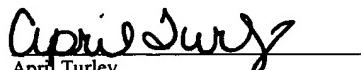
By: Anton J. Hopen
anton.hopen@smithhopen.com

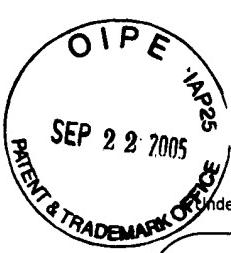
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(37 C.F.R. § 1.8)

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April Turley



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RESCISSON OF PREVIOUS NONPUBLICATION REQUEST
(35 U.S.C. 122(b)(2)(B)(ii))
AND, IF APPLICABLE,
NOTICE OF FOREIGN FILING
(35 U.S.C. 122(b)(2)(B)(iii))

Send completed form to:
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (571) 273-8300

Application Number	10/711,241
Filing Date	09/03/2004
First Named Inventor	John F. Baxter, Jr.
Title	Method of Identifying Media...
Atty Docket Number	1135.42
Art Unit	2684
Examiner	Unassigned

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby rescind the previous nonpublication request.

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required. See 37 CFR 1.137(f).

09/16/2005

Signature

Date

Anton J. Hopen

41,849

Typed or printed name

Registration Number, if applicable

(727) 507-8558

Telephone Number

This request must be signed in compliance with 37 CFR 1.33(b).

If information or assistance is needed in completing this form, please contact the Pre-Grant Publication Division at (703)605-4283 or by e-mail at PGPub@USPTO.gov.

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Date

09/16/2005

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